IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 3937 OF 2004

AND

CIVIL APPLICATION NO. 4142 OF 2005

IN

FIRST APPEAL NO. 1199 OF 2004

The Union of India & Anr. ..Appellants

versus

D. R. Kasat & Anr. ..Respondents

Mr. S. N. Gawade for the Appellants.

Mr. P. N. Joshi for the Respondents.

CORAM : D. G. DESHPANDE,J.

DATE : 21ST OCTOBER,2005

P.C. :

1. Heard.

2. Civil Application No. 3937 of 2004 application is filed by the appellants for stay. The appellants have deposited the amount as per the statement of the learned AGP. Therefore, stay to

continue till the Appeal is disposed of. Civil Application disposed of.

3. Civil Application No. 4142 of 2005 is filed by the respondents - original claimants - owners of the land whose land was acquired by the State. This application is for withdrawal of the amount awarded by the trial court. The decretal amount is deposited by the State. The respondents - original claimants are permitted to withdraw 55% of the amount by furnishing security to the satisfaction of the trial court and 25% of the amount by furnishing Bank Guarantee to the satisfaction of the trial court. Rest of the amount be invested by the trial court in a Nationalised Bank for a period of two years, initially. Civil Application is disposed of accordingly.

21.10.2005 (D.G. DESHPANDE, J.)